# Code of the Town of Brewster Wetlands Protection Chapter 172 Brewster Wetlands Protection By-law Fee Schedule

## **Category Activities and Fees**

#### Variance Fees:

- a) New structure or expanded structure within 50 feet of wetland resources: \$500
- b) New stairs or docks within 50 feet of wetland resources: \$250
- c) Maintenance or rebuilding of existing structure, stairs, or docks within 50 feet of wetland resources, no expansion within 50 feet of wetland resources: \$200
- d) Work without structure (landscaping, vista pruning, habitat improvement/restoration, invasive plant removal, etc.) within 50 feet of wetland resources: \$200
- e) Beach nourishment and/or Sand Drift Fence: \$100

# Category 1 (Fee for each activity is \$100)

- a) work on a single family lot: pool, etc.
- b) site work without a house;
- c) control of vegetation;
- d) beach nourishment and/or sand drift fence
- e) resource improvement;
- f) work on a septic system separate from house;
- g) monitoring well activities minus roadway;
- h) new agricultural or aquacultural projects.

## Category 2 (Fee for each activity is \$250.00):

- a) construction of single family house (SFH);
- b) addition to a single family dwelling
- c) parking lot
- d) electric generating facility activities;
- e) inland limited projects minus road crossings and agriculture
- f) each (stream) crossing for driveway to SFH;
- g) each point source (storm drain) discharge;
- h) control vegetation in a development;
- i) water level variation;
- j) any other activity not in Categories 1 through 12;
- k) water supply exploration.

# Category 3 (Fee for each activity is \$750):

- a) site preparation (for development other than a single family dwelling) beyond NOI scope;
- b) each building (for development other than a single family dwelling) including site:
- c) road construction; not crossing or driveway;
- d) hazardous cleanup;
- e) water supply development.

## Category 4 (Fee for each activity is \$750):

- a) each (stream) crossing for development other than a single family dwelling or commercial road:
- b) dam, sluiceway, tidegate (safety) work;
- c) landfills operation/closures;
- d) sand and gravel operation;
- e) railroad line construction;

- f) bridge;
- g) hazardous waste alterations to resource area;
- h) dredging;
- i) package treatment plant & discharge;
- j) airport tree clearing;
- k) oil and/or hazardous material release response actions.

## Category 5

- a) (Fee for each activity is \$500) work on inland docks, piers, revetments, dikes, etc.
- b) (Fee for each activity is \$750) work on coastal docks, piers, coastal revetments, seawalls, etc.

Category 6 Installation or Repair of Public Utilities \$300

Other Permits or Requests

Category 7 Request for Determination: \$75

Category 8 Abbreviated Notice of Resource Area Delineation - Boundary delineation for Bordering Vegetated Wetlands - Fee is \$1 per linear foot, but not to exceed \$100 for activities associated with a single family home or \$1,000 for all other activities.

Category 9 Amended Order of Conditions: \$150

Category 10 Extension Permit: \$100

Category 11 Certificate of Compliance (submit two copies of the state form): \$100

Category 12 Administrative Review Project: \$30

- In addition to the listed fees, an amount of \$15 is assessed to cover the cost of advertising the hearing in a local newspaper.
- The Applicant may file a Request for Determination for Water Quality Improvements;
  there will be no additional fee for these variance requests.

#### **Please Note**

- Each fee for work that commenced prior to obtaining a permit from the Conservation Commission (after-the-fact) is double the assessed fee (activity fee and variance fee).
- \$75.00/hour is assessed for office or on-site consultation in excess of ½ hour, and for permit over-site and/or environmental monitoring.

# **Policy for Permitting Water Quality Improvement Projects**

The Brewster Conservation Commission encourages projects designed to improve the water quality of ponds and other wetlands in Brewster. When projects are limited in scope to solely providing water quality improvements and involve no expansion of existing development, the Commission will consider a Request for Determination of Applicability (RDA) combined with a variance request, where applicable. If a project shows clear evidence that it should improve water quality, and is therefore deemed by the Conservation Commission to be a Water Quality Improvement Project, any fee for a variance request would be waived (this would need to be reflected in the fee schedule under the by-law). Examples of projects that would qualify as Water Quality Improvement Projects would be small-scale aeration, circulation, or de-stratification proposals for water bodies, small-scale stormwater treatment proposals, or bank stabilization projects.

Fee for processing and mailing wetland permits (Notice of Intent, Request for
 <u>Determination of Applicability, and Abbreviated Notice of Resource Area Delineation</u>)

 Processing and Mailing fee: \$20.00. This includes the original by certified mail, and one copy plus information letter and site inspection form, to the owner of record.\*

Many properties have multiple owners. The Conservation Commission assesses a charge of \$.20 per page plus cost of mailing for extra copies or for copies to second owners, etc., in addition to the \$20.00 mailing fee.

\* Massachusetts 310 CMR Department of Environmental Protection 10.05 (3). (e) The Order shall be mailed by certified mail (return receipt requested) or hand delivered to the applicant or his agent or attorney...", \*WPA Form 5 Order of Conditions Massachusetts Wetlands Protection ACT M.G.L.c. 131,§40 "A copy also must be mailed or hand delivered at the same time to the ....property owner, if different from applicant".

The Conservation Commission shall review all fee revisions one year from the effective date of approval to determine if further changes are necessary.